IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 18TH JANUARY 2007 / 28TH PAUSHA 1928

WP(C).No. 21186 of 2006(V)

PETITIONER:

S. SASIDHARAN NAIR,
K.P.XI/196, SREENILAYAM, NCC ROAD, PEROORKADA.

BY ADV. SRI.P.SREEKUMAR
SRI.K.S.MANU (PUNUKKONNOOR)

RESPONDENTS:
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1. THE JOINT COMMISSIONER FOR
GOVERNMENT EXAMINATIONS, THIRUVANANTHAPURAM.

2. THE REVENUE DIVISIONAL OFFICER,
THIRUVANANTHAPURAM.

BY GOVT. PLEADER (SMT. M.R. SREELATHA)

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C). NO.21186 OF 2006 V

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE PROCEEDINGS OF THE 2ND RESPONDENT DATED 14.10.2004.

EXT.P2 TRUE COPY OF THE ORDER DATED 17.2.2006 ISSUED BY THE FIRST RESPONDENT.

EXT.P3 TRUE COPY OF THE ADMISSION REGISTER ISSUED FROM S.A.HIGH SCHOOL, KOWDIAR.

// TRUE COPY//

PS TO JUDGE

K. M. JOSEPH, J.

W.P.C. NO. 21186 OF 2006 V

Dated this the 18th January, 2007

JUDGMENT

By Ext.P2, the first respondent, Joint Commissioner for Govt. Examinations, rejected the request for correction of date of birth of petitioner from 5.8.1946 to 2.8.1949. Learned Government Pleader submits that an Appeal lies under Rule 3 of Chapter VI KER to the Government. In such circumstances,I feel that the petitioner should be relegated to the pursuit of the appellate remedy. Accordingly, the Writ Petition is disposed of directing that if the petitioner prefers an Appeal before the Government within three weeks from today, a decision will be taken thereon on merits and in accordance with law, after hearing the petitioner also, within a period of two months from the date of filing of the Appeal.

K. M. JOSEPH, JUDGE

kbk.